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Attorneys for Nominal Defendant Facebook, Inc.

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

IN RE FACEBOOK, INC. SHAREHOLDER
DERIVATIVE PRIVACY LITIGATION

This Document Relates To:

ALL ACTIONS

LEAD CASE NO. 4:18-CV-01792-HSG

ASSOCIATED CASES: NOS. 4:18-CV-
01834-HSG, 4:18-CV-01893-HSG, 4:18-CV-
01929-HSG, 4:18-CV-02011-HSG

**DECLARATION OF BRIAN M. LUTZ IN
SUPPORT OF FACEBOOK, INC.'S
MOTION FOR PERMANENT INJUNCTION
OF STATE PROCEEDINGS**

Date First Action Filed: March 22, 2018

1 I, BRIAN M. LUTZ, declare and state as follows:

2 1. I am an attorney duly licensed by the State Bar of California and admitted to practice
3 before this Court. I am a partner in the law firm of Gibson, Dunn & Crutcher LLP, and I represent
4 Nominal Defendant Facebook, Inc. ("Facebook") in the above-captioned case. I make this
5 Declaration in support of Facebook's Motion for Permanent Injunction of State Proceedings. I have
6 personal knowledge of the facts stated in this Declaration and, if called upon, could and would testify
7 competently thereto.

8 2. Attached as **Exhibit 1** is a true and correct copy of the complaint filed in the action
9 captioned *O'Connor v. Zuckerberg*, Case No. 19-CIV-03759, pending in the Superior Court of the
10 State of California for the County of San Mateo.

11 I declare under penalty of perjury that the foregoing is true and correct. Executed on this 1st
12 day of August, 2019, at San Francisco, California.

13 _____
14 /s/ *Brian M. Lutz*

15 Brian M. Lutz
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ATTORNEY ATTESTATION

Pursuant to Civil Local Rule 5-1(i)(3) regarding signatures, I attest that concurrence in the filing of this document has been obtained.

Dated: August 1, 2019

GIBSON, DUNN & CRUTCHER LLP

By: /s/ Orin Snyder

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